

ORDINANCE No. 118099

*we #13*

COUNCIL BILL No. 110966

The City of Seattle--L

INDEXED

REPORT OF

Honorable President:

Your Committee on RECA

to which was referred the within Council Bill No. \_\_\_\_\_  
report that we have considered the same and respectfully

*Report of*

*Full Council vote*

COMPTROLLER FILE No. \_\_\_\_\_

Introduced: <u>10-16-95</u>	By: <u>Drago</u>
Referred:	To:
Referred: <u>APR 15 1996</u>	To: <u>DRUGS AND ALCOHOL</u>
Referred:	To:
Reported: <u>APR 27 1996</u>	Second Reading: <u>APR 27 1996</u>
Third Reading: <u>APR 27 1996</u>	Signed: <u>APR 27 1996</u>
Presented to Mayor: <u>APR 27 1996</u>	Approved: <u>APR 25 1996</u>
Returned to City Clerk: <u>APR 25 1996</u>	Published: <u>full</u>
Vetoed by Mayor:	Voto Published:
Passed over Veto:	Voto Sustained:

Committee

# The City of Seattle--Legislative Department

FIXED

Date Reported  
and Adopted

## REPORT OF COMMITTEE

Honorable President:

Our Committee on

*BECA*

which was referred the within Council Bill No. \_\_\_\_\_

report that we have considered the same and respectfully recommend that the same:

*Adopt as amended.*

*Full Council vote 6-3 Donaldson, Manning, Noland*

Committee Chair

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ORDINANCE 118099

AN ORDINANCE relating to the Parks Department, establishing off-leash areas for pets in City of Seattle Parks; and amending Seattle Municipal Code Sections 18.12.030 and 18.12.080 therefor.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Subsection A of Section 18.12.030 of the Seattle Municipal Code (Ordinance 106615, Section 3, as amended by Ordinance 113436, Section 1) is further amended as follows:

18.12.030 Definitions -- Rules of construction.

A. Unless clearly inconsistent with the context in which used, the following definitions apply:

1. "Aquarium" means a facility with artificial habitats containing aquatic or other forms of life for purposes of research, recreation, conservation, education, or viewing.

2. "At large" means a dog or other animal inside the City of Seattle, off the premises of the owner, and not under control by adequate leash.

3. ~~(18.12.030)~~ "Camp" means to remain overnight, to erect a tent or other shelter, or to use sleeping equipment, a

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

1 vehicle, or a trailer camper, for the purpose of or in such a  
2 way as will permit remaining overnight.

3 4. "Off-leash area" means an area designated in  
4 Section 18.12.080(b) where dogs, and no other animal, shall be  
5 allowed to run at large.

6 5. ~~((3-))~~ "Park" means all parks and bodies of  
7 water contained therein, squares, drives, parkways, boule-  
8 vards, trails, golf courses, museums, aquaria, zoos, beaches,  
9 playgrounds, playfields, botanical gardens, greenbelts, and  
10 other park, recreation and open space areas and buildings and  
11 facilities comprising the parks and recreation system of the  
12 City under the management and control of the Superintendent.

13 6. ~~((4-))~~ "Recreation program" means any program  
14 or activity conducted, sponsored, or assisted by the Depart-  
15 ment of Parks and Recreation, whether or not it occurs in a  
16 park.

17 7. ~~((5-))~~ "Superintendent" means the Super-  
18 intendent of Parks and Recreation of the City and authorized  
19 agents of the Superintendent.

20 8. ~~((6-))~~ "Zoo" means a zoological garden where  
21 animals are kept for purposes of research, recreation, con-  
22 servation, education or viewing.

23 9. ~~((7-))~~ "Zoo exhibit" means an area in the Zoo  
24 reserved for the purpose of exhibiting Zoo animals.

1           10. Adequate Leash" means a leash of eight (8) feet  
2 in length or shorter.

3           Section 4   Section 18.12.080 of the Seattle Municipal  
4 Code (Ordinance 106615, Section 7(a), as amended by Ordinance  
5 113436, Section 5) is further amended as follows:

6           **18.12.080 Animals running at large prohibited.**

7           A. Except as expressly allowed in subsection B hereof,  
8 ~~((#))~~ it is unlawful for any person to allow or permit any dog  
9 or other pet to run at large in any park, or to permit any dog  
10 or other pet with or without a leash, except Seeing Eye or  
11 Hearing Ear dogs or dogs used by public law enforcement  
12 agencies and under control of a law enforcement officer, to  
13 enter any public beach, swimming or wading area, pond,  
14 fountain, stream, or organized athletics area. The  
15 Superintendent may ban dogs and other pets, or a specific dog  
16 or other pet, from areas of any park where he or she  
17 determines the same may be a nuisance. ~~((Any person with a~~  
18 ~~dog or other pet in his or her possession or under his or her~~  
19 ~~control in any park shall be responsible for the conduct of~~  
20 ~~the animal, shall carry equipment for removing feces, and~~  
21 ~~shall place feces deposited by such animal in an appropriate~~  
22 ~~receptacle.))~~

23           B. A pilot off-leash program shall be established under  
24 the administration of Seattle Animal Control, a subdivision of  
25

1 the Department of Finance (Exhibit H attached). During a  
2 twelve (12) month period beginning thirty (30) days from the  
3 effective date of this ordinance, but not before installation  
4 of required kiosks, signage and fencing, where applicable,  
5 dogs may be allowed to run at large only in the following  
6 areas hereby designated as off-leash areas:

7 1. That portion of Genesee Park depicted on the attached  
8 Exhibit A;

9 2. That portion of Golden Gardens Park depicted on the  
10 attached Exhibit B;

11 3. That portion of Lower Woodland Park depicted on the  
12 attached Exhibit C;

13 4. That portion of Magnuson Park depicted on the  
14 attached Exhibit D;

15 5. That portion of Volunteer Park depicted on the  
16 attached Exhibit E;

17 6. That portion of Westcrest Park as depicted on the  
18 attached Exhibit F; and

19 7. That portion of the City's storm-water drainage-  
20 retention facility adjacent to I-90 Lid Park as depicted on  
21 the attached Exhibit G.

22 Any person who takes a dog into an off-leash area must  
23 have physical control of the dog by means of an adequate leash  
24 when entering and leaving the off-leash area and must maintain  
25

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE  
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1 voice control over the dog at all times while in the off-leash  
2 area. All dogs in an off-leash area must be licensed and must  
3 display valid license tags attached to the dog collar.

4 Vicious animals, as defined in Section 9.25.024(A) of this  
5 Code, are not permitted to use the off-leash areas.

6 C. Any person with a dog or other pet in his or  
7 her possession or under his or her control in any park shall  
8 be responsible and liable for the conduct of the animal, shall  
9 carry equipment for removing feces, and shall place feces  
10 deposited by such animal in an appropriate receptacle.

11  
12 D. The Superintendent is authorized to close to  
13 off-leash dog use any area described under subsection B on a  
14 temporary or permanent basis if significant problems arise  
15 which cannot be resolved jointly by the Department of Parks  
16 and Recreation and Seattle Animal Control and if the  
17 Superintendent determines that such closure is necessary for  
18 the preservation and protection of the natural environment,  
19 public health or safety. Prior to closing any off-leash area,  
20 the Superintendent shall consult with the Director of the  
21 Department of Finance. The Superintendent shall state in  
22 writing his or her reasons for closure.

23 Section 5. This ordinance shall take effect and be in  
24 force thirty (30) days from and after its approval by the  
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Mayor, but if not approved and returned by the Mayor within ten (10) days after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

Passed by the City Council the 22 day of April, 1996, and signed by me in open session in authentication of its passage this 22 day of April, 1996.

Jan Dugg  
President of the City Council

Approved by me this 25 day of April, 1996.

Norman B. Rice  
Mayor

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Filed by me this 25 day of April, 1996.

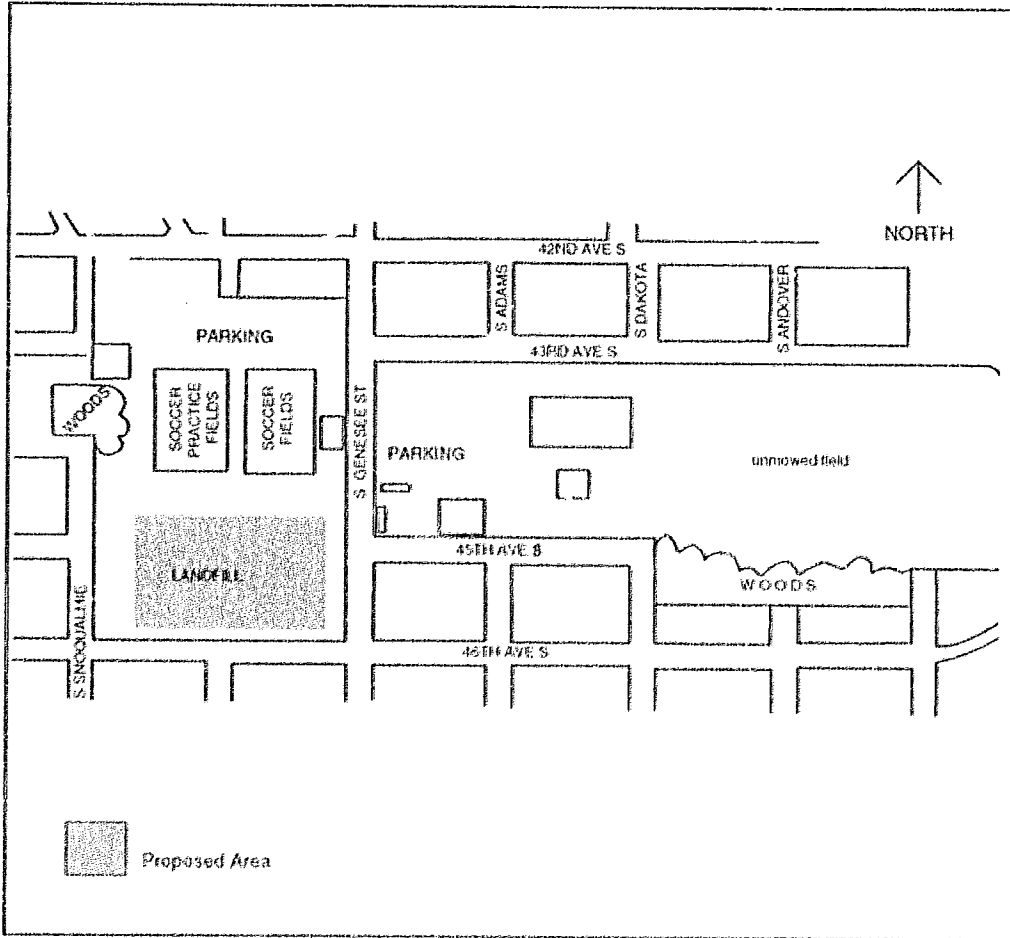
Janice E. Papp City Clerk

(Seal)

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE  
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EXHIBIT A

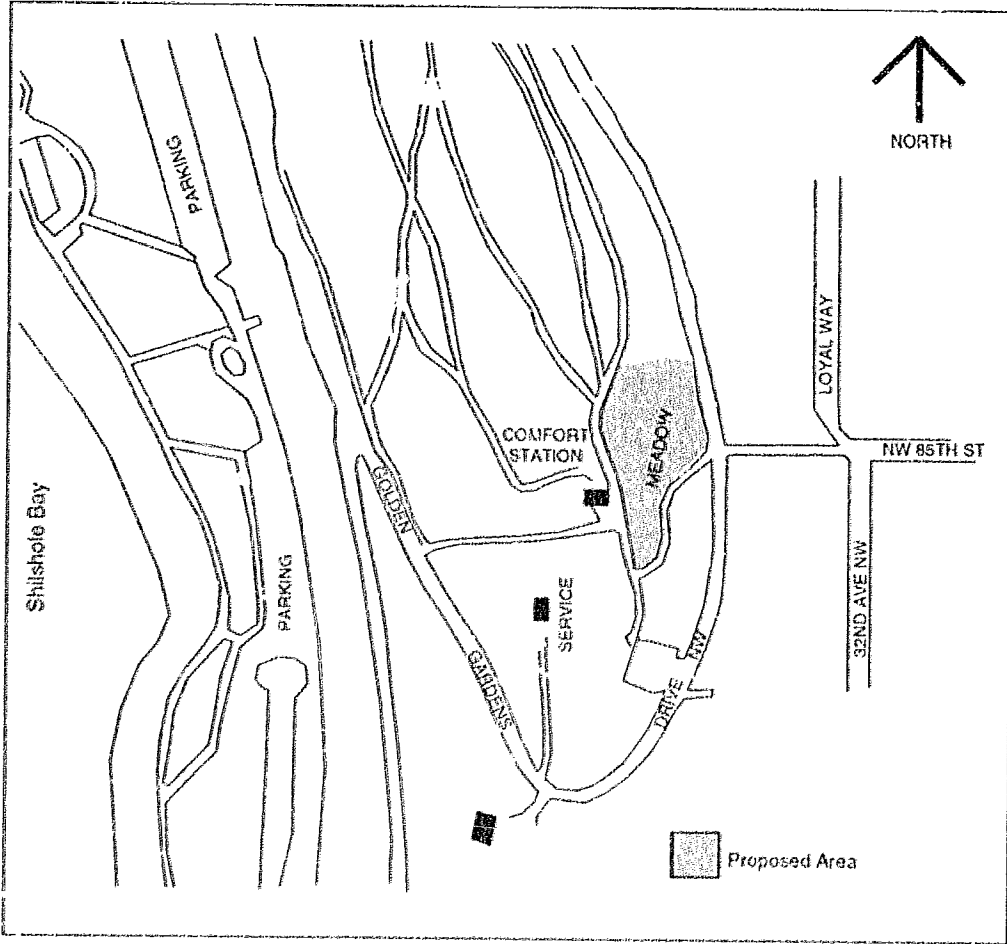
# GENESEE PARK



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EXHIBIT B

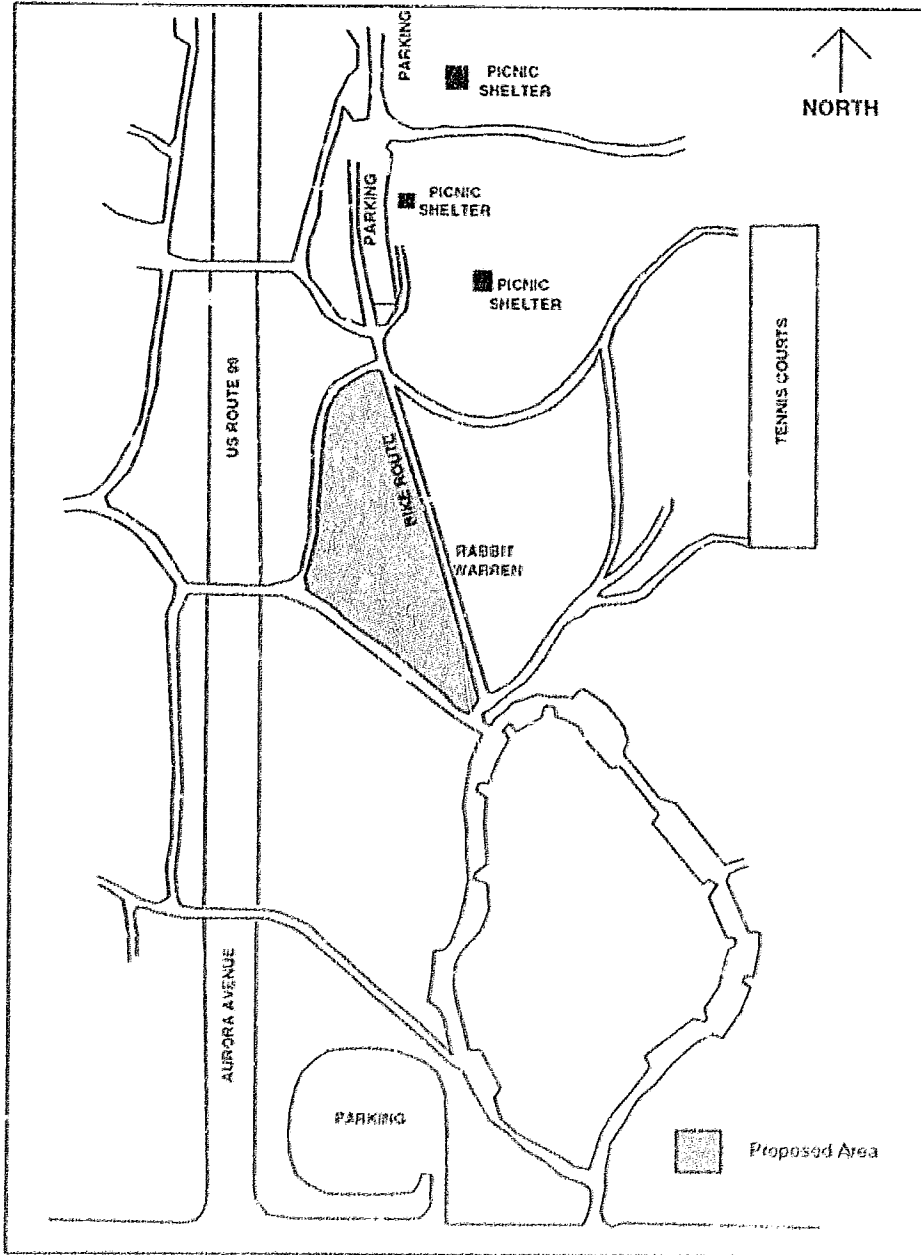
# GOLDEN GARDENS PARK



NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

EXHIBIT C

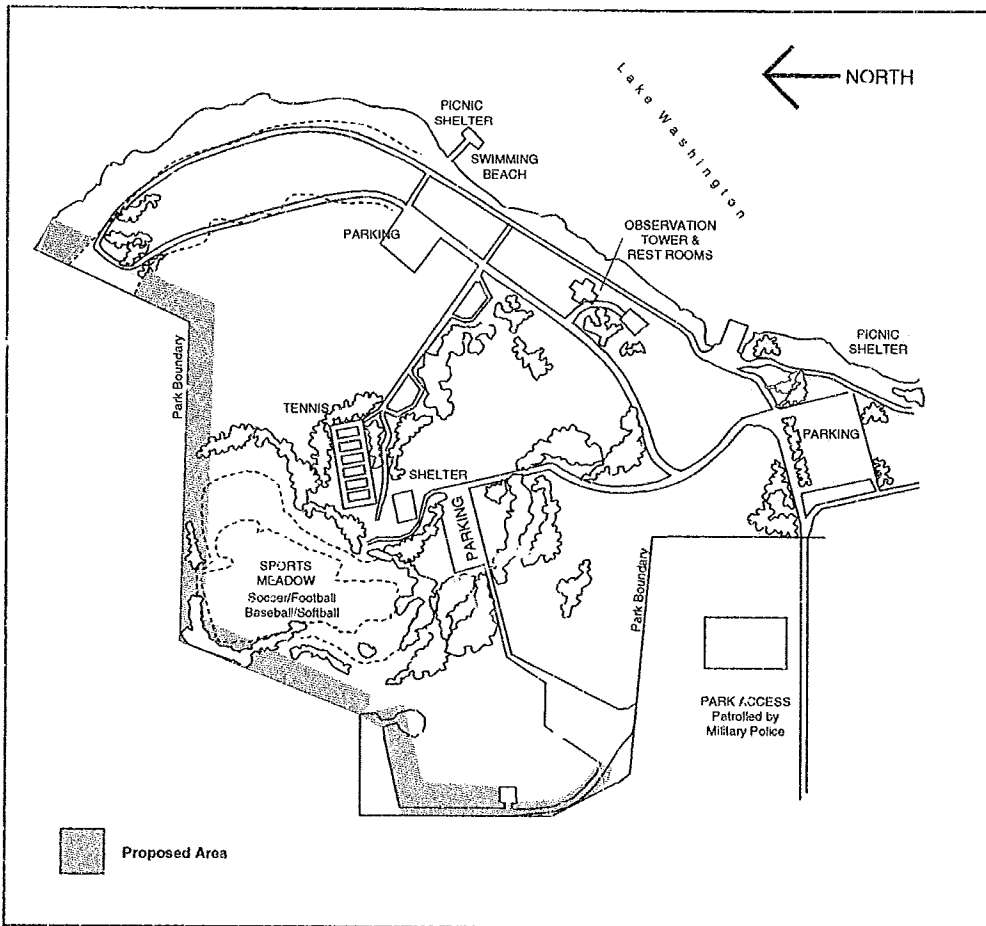
# WOODLAND PARK



NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

EXHIBIT D

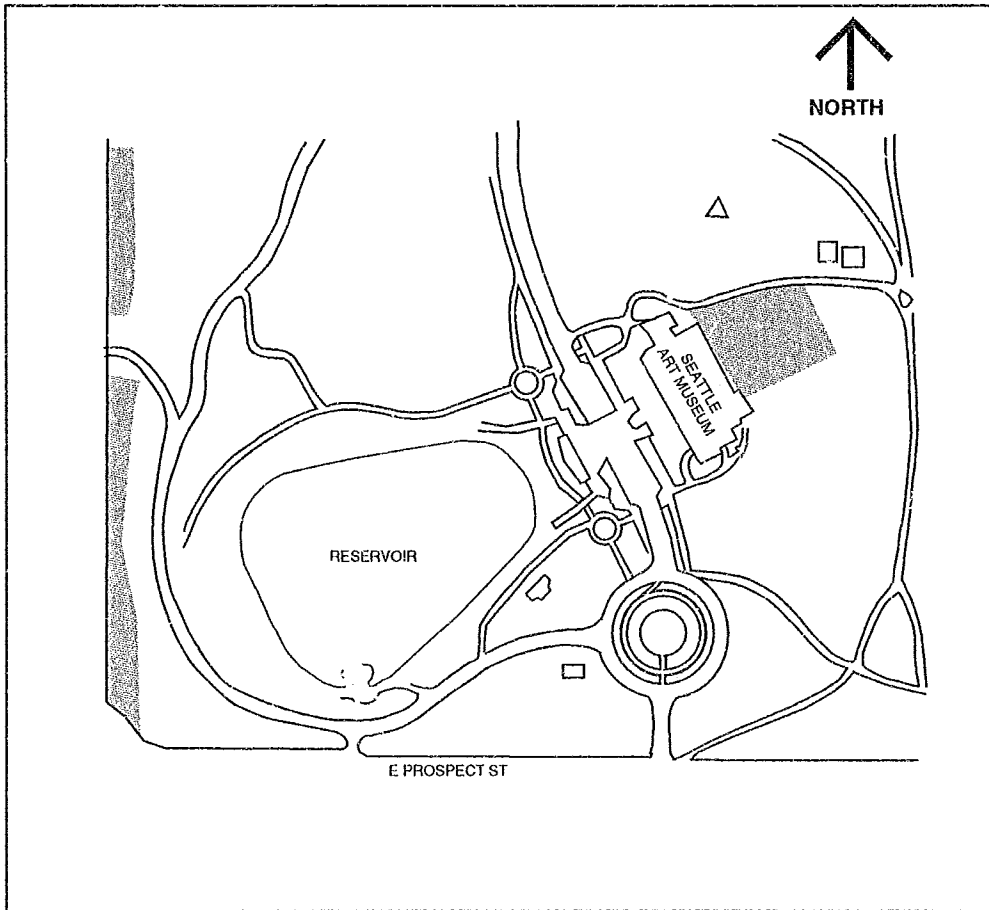
# WARREN G. MAGNUSON PARK



NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

EXHIBIT E

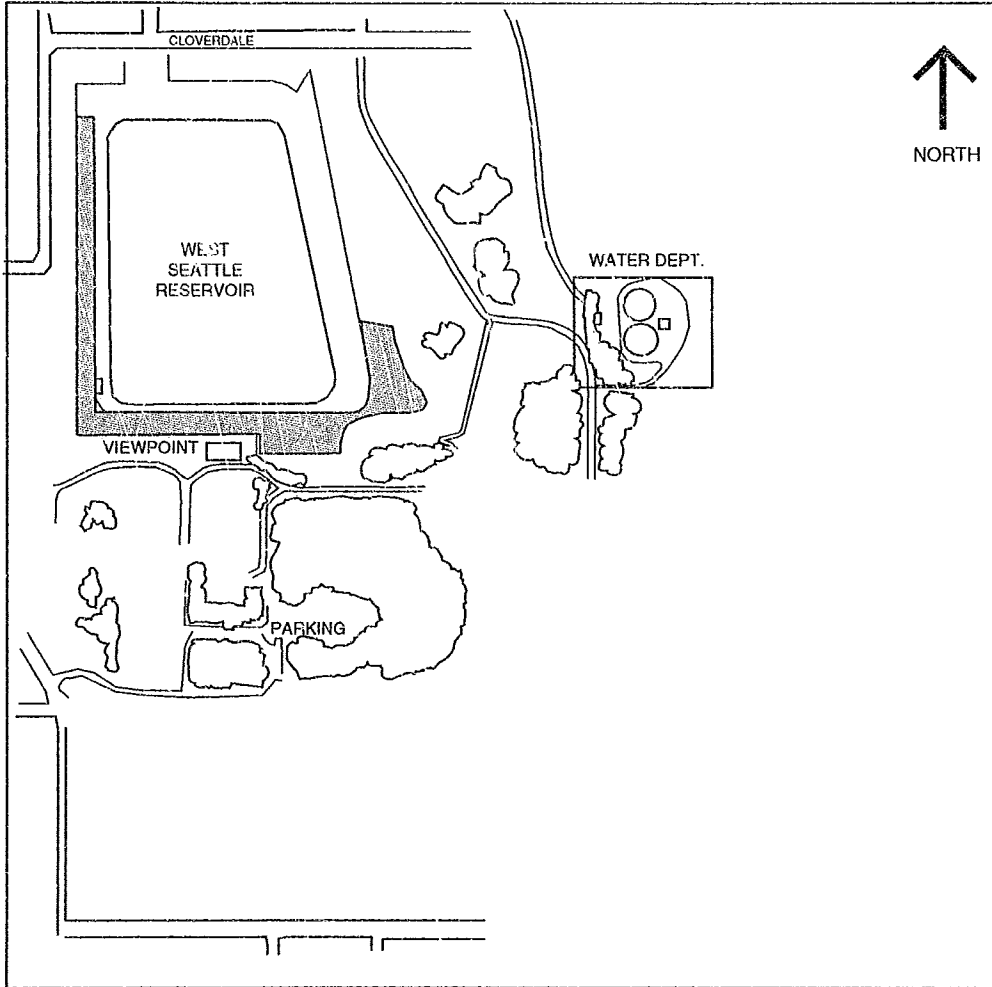
# VOLUNTEER PARK



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EXHIBIT F

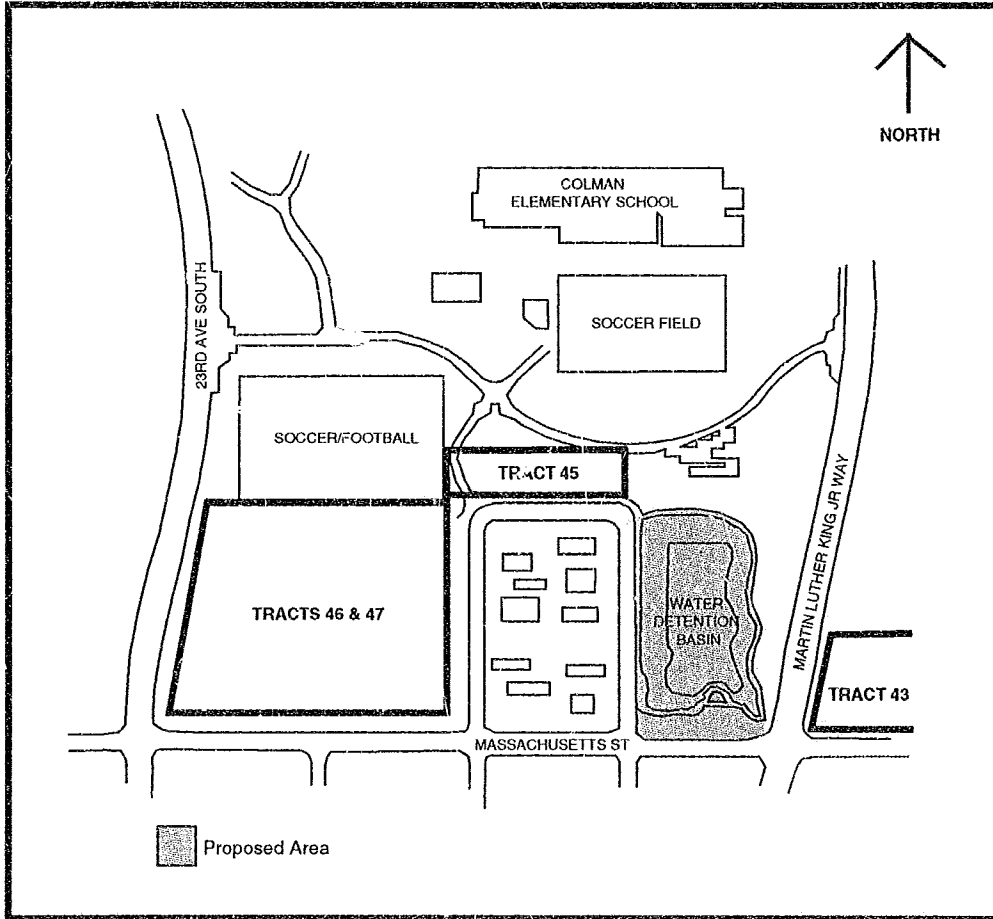
# WESTCREST PARK



NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

EXHIBIT G

# I-90 "BLUE DOG POND"



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Exhibit H

OFF-LEASH PILOT PROJECT

The off-leash pilot project consists of seven sites geographically-dispersed throughout the city, wherein dogs are allowed off-leash. Six of the sites will be located within existing city parks; the seventh is adjacent to a new park. The activity will be the same at each location - within the confines of a delineated, properly-signed and possibly-fenced area dogs will be allowed off-leash to walk, run, play, exercise, train and socialize with their owners, handlers and with other dogs.

The pilot project will have as integral components the following:

1. Management by Animal Control, to ensure maximum compliance with regulations, with Animal Control closely with the Department of Parks and Recreation on maintenance and disposal issues, and any problems which might arise;
2. Strict rules posted on a kiosk at each site stating as a minimum:
  - owners are liable for any damage or injury inflicted by their dogs
  - dogs must be properly licensed and vaccinated
  - aggressive behavior, biting, fighting or excessive barking are not allowed
  - dogs must be leashed prior to entering and upon leaving the off-leash site
  - owners must have a visible leash at all times
  - owners must clean up and properly dispose of any feces left by their dogs
  - female dogs in heat are not allowed
  - dog owner or handler must be with dog at all times within the boundaries of the off-leash site
  - dog owners must comply with all park rules and relevant parking information;
3. Each site will be clearly designated by fencing and/or natural barriers with signage to indicate "on-leash" or "off-leash" at appropriate points;
4. A monitoring and evaluation program, beginning with a baseline study prior to the opening of any sites, to measure existing uses and environmental conditions, including data on frequency of use for on- and off-leash activity, with a second evaluation at four months, a third and nine months, and a final assessment at the end of the pilot; the final assessment shall include a comprehensive report on the actual and in-kind costs of the pilot;
5. A signed agreement between Citizens for Off-Leash Areas (COLA) and the City of Seattle, providing for regular volunteer maintenance and other labor at each site; for fundraising to provide supplies for the off-leash areas; assistance in providing education for dog owners; and assistance in troubleshooting problems which may arise during the pilot phase;
6. Flexibility to allow any needed mid-course corrections, such as fencing off areas of extreme wear, restriction of hours, or even closure of a site if conditions warrant.

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## AMENDMENTS TO OFF-LEASH LEGISLATION

Bill # 110966

Add:

Page 3, Lines 1 and 2:

10. Adequate leash means a leash of eight (8) feet in length or shorter.

Page 4, Line 22:

All dogs in the off-leash area must be licensed and must display valid license tags attached to the dog collar.

All "1995" dates changed to "1996."

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ORDINANCE \_\_\_\_\_

AN ORDINANCE relating to the Parks Department, establishing off-leash areas for pets in City of Seattle Parks; and amending Seattle Municipal Code Sections 18.12.030 and 18.12.080 therefor.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Subsection A of Section 18.12.030 of the Seattle Municipal Code (Ordinance 106615, Section 3, as amended by Ordinance 113436, Section 1) is further amended as follows:

18.12.030 Definitions -- Rules of construction.

A. Unless clearly inconsistent with the context in which used, the following definitions apply:

1. "Aquarium" means a facility with artificial habitats containing aquatic or other forms of life for purposes of research, recreation, conservation, education, or viewing.

2. "At large" means a dog or other animal inside the City of Seattle, off the premises of the owner, and not under control by adequate leash.

3. ((2-)) "Camp" means to remain overnight, to erect a tent or other shelter, or to use sleeping equipment, a

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3 4. "Off-leash area" means an area designated in  
4 Section 18.12.080(b). Dogs shall be allowed to run at large  
5 in an off-leash area.

6 ~~5. ((3-)) "Park" means all parks and bodies of~~  
7 ~~water contained therein, squares, drives, parkways, boulevards,~~  
8 ~~trails, golf courses, museums, aquaria, zoos, beaches,~~  
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10 ~~other park, recreation and open space areas and buildings and~~  
11 ~~facilities comprising the parks and recreation system of the~~  
12 ~~City under the management and control of the Superintendent.~~

13 ~~6. ((4-)) "Recreation program" means any program~~  
14 ~~or activity conducted, sponsored, or assisted by the Department~~  
15 ~~of Parks and Recreation, whether or not it occurs in a~~  
16 ~~park.~~

17 ~~7. ((5-)) "Superintendent" means the Superintendent~~  
18 ~~of Parks and Recreation of the City and authorized~~  
19 ~~agents of the Superintendent.~~

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1 Section 4 Section 18.12.080 of the Seattle Municipal  
2 Code (Ordinance 106615, Section 7(a), as amended by Ordinance  
3 113436, Section 5) is further amended as follows:

4 **18.12.080 Animals running at large prohibited.**

5 A. Except as expressly allowed in subsection B hereof,  
6 ~~((±)) it is unlawful for any person to allow or permit any dog~~  
7 ~~or other pet to run at large in any park, or to permit any dog~~  
8 ~~or other pet with or without a leash, except Seeing Eye or~~  
9 ~~Hearing Ear dogs or dogs used by public law enforcement~~  
10 ~~agencies and under control of a law enforcement officer, to~~  
11 ~~enter any public beach, swimming or wading area, pond,~~  
12 ~~fountain, stream, or organized athletics area. The~~  
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14 ~~or other pet, from areas of any park where he or she~~  
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16 ~~dog or other pet in his or her possession or under his or her~~  
17 ~~control in any park shall be responsible for the conduct of~~  
18 ~~the animal, shall carry equipment for removing feces, and~~  
19 ~~shall place feces deposited by such animal in an appropriate~~  
20 ~~receptacle.))~~

21 B. During a twelve month period beginning thirty (30)  
22 days from the effective date of this ordinance, dogs may be  
23 allowed to run at large only in the following areas hereby  
24 designated as off-leash areas:

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1. That portion of Genesee Park depicted on the attached Exhibit A;

2. That portion of Golden Gardens Park depicted on the attached Exhibit B;

3. That portion of Lower Woodland Park depicted on the attached Exhibit C;

4. That portion of Magnuson Park depicted on the attached Exhibit D;

5. That portion of Volunteer Park depicted on the attached Exhibit E;

6. That portion of Watercrest Park as depicted on the attached Exhibit F; and

7. That portion of the City-owned real property adjacent to I-90 Lid Park as depicted on the attached Exhibit G.

Any person with a dog in an off-leash area must have the dog on leash when entering and leaving the off-leash area and must maintain voice control over the dog at all times while in the off-leash area. Vicious animals, as defined in Section 9.25.024(A) of this Code, are not permitted to use the off-leash areas.

C. Any person with a dog or other pet in his or her possession or under his or her control in any park shall be responsible and liable for the conduct of the animal, shall

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deposited by such animal in an appropriate receptacle.

Section 5. This ordinance shall take effect and be in force thirty (30) days from and after its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

Passed by the City Council the \_\_\_\_\_ day of \_\_\_\_\_, 1995, and signed by me in open session in authentication of its passage this \_\_\_\_\_ day of \_\_\_\_\_, 1995.

\_\_\_\_\_  
President \_\_\_\_\_ of the City Council

Approved by me this \_\_\_\_\_ day of \_\_\_\_\_, 1995.

\_\_\_\_\_  
Mayor

Filed by me this \_\_\_\_\_ day of \_\_\_\_\_, 1995.

\_\_\_\_\_  
City Clerk

(Seal)

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9 playgrounds, playfields, botanical gardens, greenbelts, and  
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11 facilities comprising the parks and recreation system of the  
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14 or activity conducted, sponsored, or assisted by the Department  
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16 park.

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1. That portion of Genesee Park depicted on the attached Exhibit A;

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4. That portion of Magnuson Park depicted on the attached Exhibit D;

5. That portion of Volunteer Park depicted on the attached Exhibit E;

6. That portion of Westcrest Park as depicted on the attached Exhibit F; and

7. That portion of the City's storm-water drainage-retention facility adjacent to I-90 Lid Park as depicted on the attached Exhibit G.

Any person who takes a dog into an off-leash area must have physical control of the dog by means of an adequate leash when entering and leaving the off-leash area and must maintain voice control over the dog at all times while in the off-leash area. All dogs in an off-leash area must be licensed and must display valid license tags attached to the dog collar.

NOTICE: IF THE DOCUMENT IN THIS FRAME IS LESS CLEAR THAN THIS NOTICE IT IS DUE TO THE QUALITY OF THE DOCUMENT.

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Vicious animals, as defined in Section 9.25.024(A) of this Code, are not permitted to use the off-leash areas.

C. Any person with a dog or other pet in his or her possession or under his or her control in any park shall be responsible and liable for the conduct of the animal, shall carry equipment for removing feces, and shall place feces deposited by such animal in an appropriate receptacle.

Section 5. This ordinance shall take effect and be in force thirty (30) days from and after its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

Passed by the City Council the \_\_\_\_ day of \_\_\_\_\_, 1995, and signed by me in open session in authentication of its passage this \_\_\_\_ day of \_\_\_\_\_, 1996.

\_\_\_\_\_  
President \_\_\_\_\_ of the City Council

Approved by me this \_\_\_\_ day of \_\_\_\_\_, 1996.

\_\_\_\_\_  
Mayor

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Filed by me this \_\_\_\_\_ day of \_\_\_\_\_, 1996.

\_\_\_\_\_  
City Clerk

(Seal)

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STATE OF WASHINGTON - KING COUNTY

67536  
City of Seattle, City Clerk

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No. IN FULL

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:ORD 118099

was published on

05/06/96

The amount of the fee charged for the foregoing publication is the sum of \$ \_\_\_\_\_, which amount has been paid in full.

Subscribed and sworn to before me on

05/07/96

Notary Public for the State of Washington,  
residing in Seattle

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